÷i.	1.D. 1	INFORM	AL MEMO: DO P	OI MAIL THIS ME	MO TO APPLICANT					
Date:			24-Jul-08	APPL. S. N:	10080156					
To Exan	niner:		ELALLAM, AHMED	Art Unit	2616					
From			Jefferson, Henry PARALEGAL SPCECIALIS	Return This Memo To: Ca	JEF-2D68					
SUBJEC	CT: Decisi	on on Termina	l Disclaimer(T.D.) filed:							
form pa or have	ragraphs any ques	identified by th tions, please s	nis informal memo in your ee me or the Special Prog	next Office action to notify applic ram Examiner. THIS IS AN INFOR						
please i	nitial, date	e and return th	nis memo to me. THANK Y	OU.						
Image: section of the	The T.D	. is PROPER ar	nd has been recorded (see	14.23).						
Γ	The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24):									
		The TD fee o	*· ·	ubmitted nor is there any authori:	ration in the application file for the					
	Γ	his/her intere		he interest of the business entity	e T.D. has not stated the extent of represented by the signature)					
	Γ.		s the enforceable only dur ting rejection, Rule 321(b		needed to overcome a non-statutory					
•	Γ			m(s), which is not acceptable sind to be granted" (MPEP 1490) (se	e "the disclaimer must be for a terminale 14.26 & 14.26.02).					
		•	who signed the T.D.:							
		is n	ot an attorney "of record"	(see 14.29 and 14.29.01).						
		has	failed to state his/her cap	acity to sign for the business ent	ity (see 14.28).					
		is n	ot recognized as an office	r of the assignee (see 14.29 & po	ssible 14.29.02).					
	匚	No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).								
	Γ.	The T.D. is n	ot signed (see 14.26 & 14	.26.03).						
	\Box	The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).								
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).								
	\Box	The period di	sclaimed is incorrect or no	ot specified (see 14.26, 14.27.02	or 14.26.03).					
	<u> </u>	Other:			[
	Γ		o request refund (see 14.3 neck this item.	36). NOTE: If already authorized,	credit refund to deposit account					
have a	appropriat	ely notified ap	plicant(s) of the status of	the Terminal Disclaimer filed in th	is case.					
-y Initia	als.	Dat	.		Log Date:					

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination HIRSCH ET AL.					
Document Code - DISQ		Internal Doc		cument – DO NOT MAIL				
TERMINAL DISCLAIMER	☑ APPROVED		☐ DISAPP	☐ DISAPPROVED				
Date Filed : May 22, 2008	This patent is subject to a Terminal Disclaimer							
Approved/Disapproved by:								
Henry D. Jefferson								

U.S. Patent and Trademark Office

Docket Number (Ontional)

PTO/SB/26 (01-08)
Approved for use through 05/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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REJECTION OVER A "PRIOR" P.		US 028003				
In re Application of: Hirsch et al.						
Application No.: 10/080,156						
Filed: February 19, 2002						
For: COEXISTENCE OF MODULATION SCHEMES IN A WLAN						
The owner*, NXP, B, V. except as provided below, the terminal part of the statutory term of the expiration date of the full statutory term prior patent No. 7,274, and 173, and as the term of said prior patent is presently shortened granted on the instant application shall be enforceable only for and agreement runs with any patent granted on the instant application at In making the above disclaimer, the owner does not disclaim the terminating the above disclaimer, the owner does not disclaim the terminating the above disclaimer, the owner does not disclaim the terminating to the expiration date of the full statutory term as defining patent is presently shortened by any terminal disclaimer," in the every expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under has all claims canceled by a reexamination certificate; is reissued; or	any patent granted on the instant a 707 as the term of said d by any terminal disclaimer. The o during such period that it and the p id is binding upon the grantee, its s minal part of the term of any patent ed in 35 U.S.C. 154 and 173 of the int that said prior patent later: 37 CFR 1.321;	prior patent is defined in 35 U.S.C. 154 where hereby agrees that any patent so mor patent are commonly owned. This uccessors or assigns. It granted on the instant application that prior patent, "as the term of said prior				
is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. The undersigned is an attorney or agent of record. Reg. No. 43,305						
P+ 1	2Ω .	27				
	nature	Date				
	Peter Zawitski Typed or printed name					
·		(408) 474-9063				
_	-	Telephone Number				
✓ Terminal disclaimer fee under 37 CFR 1.20(d) included.						
WARNING: Information on this form may be included on this form. Provide credit can	ecome public. Credit card information of information and authorization of	ntion should not on PTO-2038.				
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is Form PTO/SB/96 may be used for making this certification. See MPI						

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.